

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. 10-0016

STATE OF MONTANA,

Plaintiff and Appellee,

v.

KIM A. NORQUAY,

Defendant and Appellant.

FILED

AUG 12 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

MOTION FOR EXTENSION OF TIME

The Appellee, State of Montana, respectfully requests a 30-day extension of time until September 15, 2010, in which to prepare, serve, and file its response brief in the above-entitled matter. The brief is presently due on August 16, 2010, and this is the State's first extension request.

This motion is made due to the heavy workload under which the attorney assigned to this case is presently working, making it impossible to properly research, consider, and brief the issues raised by the Appellant within the time allotted.

Opposing counsel has been contacted concerning this motion, and does not object.

Respectfully submitted this 12th day of August, 2010.

STEVE BULLOCK
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By: *MardeLL Ployhar*
MARDELL PLOYHAR
Assistant Attorney General

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing
Motion for Extension of Time to be served on:

Ms. Jennifer A. Hurley
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DATED: 8/12/10 Marshall Proffan